

Amendment No. 1 to SJR0784

McNally
Signature of Sponsor

AMEND Senate Joint Resolution No. 784*

by deleting all language immediately following the first resolving paragraph and by substituting instead the following:

BE IT FURTHER RESOLVED, that the Department of Environment and Conservation shall report annually, by February 1 of each year, on TVA's progress in transition to dry coal ash storage at each of its coal plants in Tennessee using information known to the department arising from the continued environmental restoration activities at the Kingston power plant and the affected lands and rivers, and the department's records arising from solid waste, air quality, and water pollution control or other permitting of TVA facilities and facilities which are used for the disposition or storage of coal ash produced from TVA power plants. New information respecting structural evaluations of all presently used coal ash storage facilities, both wet and dry landfills, which raise concerns as to safety or the release of pollutants to the environment should be included. Annual reports are requested until the transition to dry coal ash storage is complete for all TVA plants in Tennessee.

BE IT FURTHER RESOLVED, that such annual reports shall also include a summary of the structural analyses and geotechnical investigations submitted to the department by TVA or derived from other sources as well as information on TDEC's progress on incorporating into the department's permitting processes the recommendations of the Advisory Committee that an independent evaluation board, including geotechnical and dam safety experts, be used to provide expert oversight during the design, construction, and closure plan development.

BE IT FURTHER RESOLVED, that nothing in this resolution shall be construed to require that TDEC conduct studies in addition to those studies which are necessary and appropriate as arising from the continued environmental restoration activities at the Kingston power plant and the affected lands and rivers, and the department's records arising from the

transition to dry coal combustion products storage and the permitting of TVA facilities and facilities which are used for the disposition or storage of coal ash produced from TVA power plants. TEC is authorized to seek to recover costs from TVA for the investigation, preparation, and presentation of these reports.